

06/22/01

06-25-01

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HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under
37 C.F.R. 1.53(b))

Attorney Docket No.

2685.2030-000

First Named Inventor or
Application Identifier

Richard P. Batycky

Express Mail Label No.

EL762235535US

PTO
09/888126
JCS73 U.S.

06/22/01

Title of
Invention

PARTICLES FOR INHALATION HAVING RAPID RELEASE PROPERTIES

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)

2. ☒ Specification **Total Pages [1-56]**
(preferred arrangement set forth below)

- Descriptive title of the invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to microfiche Appendix
- Background of the Invention
- Summary of the Invention
- Brief Description of the Drawings
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

3. ☒ Drawing(s) (35 U.S.C. 113) **Total Sheets [7]**
☐ Formal ☒ Informal
☐ Fig. of the Drawings for Publication ☐

4. ☐ Oath or Declaration/POA **[Total Pages []]**

- a. ☐ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 C.F.R. 1.63(d))
(for continuation/divisional with Box 18 completed)
[NOTE Box 5 below]
 - i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting
inventor(s) named in the prior
application, see 37 C.F.R. 1.63(d)(2)
and 1.33(b).

5. ☐ Incorporation By Reference (useable if Box 4b is checked)
The entire disclosure of the prior application, from which a
copy of the oath or declaration is supplied under Box 4b, is
considered as being part of the disclosure of the accompanying
application and is hereby incorporated by reference therein.

6. ☐ Microfiche Computer Program (Appendix)

7. ☐ Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)

- a. ☐ Computer Readable Copy
- b. ☐ Paper Copy (identical to computer copy)
[] Pages
- c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & documents)
☒ Assignee - Advanced Inhalation Research, Inc.
Cambridge, Massachusetts

9. ☐ 37 C.F.R. 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)

10. ☐ English Translation Document (if applicable)

11. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS
Citations

12. ☐ Preliminary Amendment

13. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)

14. ☐ Small Entity Statement(s) ☐ Statement filed in prior application,
status still proper and desired

15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)

16. ☐ Nonpublication Request (check parent application)

17. ☐ Other: _____

18. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No.: 09/752,109

Prior application information: Examiner: N/A.

Group Art Unit: 1619

19. CORRESPONDENCE ADDRESS

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Signature

Anne I. Craig

Date

6/22/01

Submitted by

Typed or Printed Name

Anne I. Craig

Reg. Number

32,976

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

FEE TRANSMITTAL FOR PATENT APPLICATIONS		Attorney Docket Number		2685.2030-000	
		Application Number			
		First Named Inventor		Richard P. Batycky	
CLAIM CALCULATION (includes any preliminary amendment)					
CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS <small>(37 CFR 1.16(c) or (j))</small>	60 - 20* =	40	x \$ 18 =	\$ 720
	INDEPENDENT CLAIMS <small>(37 CFR 1.16(b) or (i))</small>	6 - 3** =	3	x \$ 80 =	\$ 240
	MULTIPLE DEPENDENT CLAIMS (if applicable) <small>(37 CFR 1.16(d))</small>			+ \$ 270 =	\$
				BASIC FEE <small>(37 CFR 1.16(a) or (h))</small>	\$ 710
				Total of above Calculations =	\$ 1670
	Reduction by 50% for filing by small entity <small>(37 CFR 1.9, 1.27, 1.28)</small> =				\$
	TOTAL =				\$ 1670
	Surcharge - Late Filing of Declaration or Filing Fees <small>(37 C.F.R. 1.16(e))</small> =				\$
	Petition for Extension of Time Fee <small>(37 C.F.R. 1.17)</small> =				\$
	Assignment Recordation Fee = <small>(only when filed with application)</small>				\$
	TOTAL =				\$ 1670
<p>* Reissue claims in excess of 20 and over original patent</p> <p>** Reissue independent claims over original patent</p>					
<p>1. Small entity status:</p> <p style="margin-left: 40px;">a. <input type="checkbox"/> A small entity statement is enclosed.</p> <p style="margin-left: 40px;">b. <input type="checkbox"/> A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.</p> <p style="margin-left: 40px;">c. <input type="checkbox"/> Is no longer claimed.</p> <p>2. <input checked="" type="checkbox"/> A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.</p> <p>3. <input checked="" type="checkbox"/> A check is enclosed for \$1,670.00. <input type="checkbox"/> Please charge \$[] to Deposit Account No. 08-0380.</p> <p>4. <input type="checkbox"/> Other: _____</p>					
Signature		<i>Anne I. Craig</i>		Date	
Submitted by Typed or Printed Name		Anne I. Craig		Reg. Number	
				6/22/01	
				32,976	